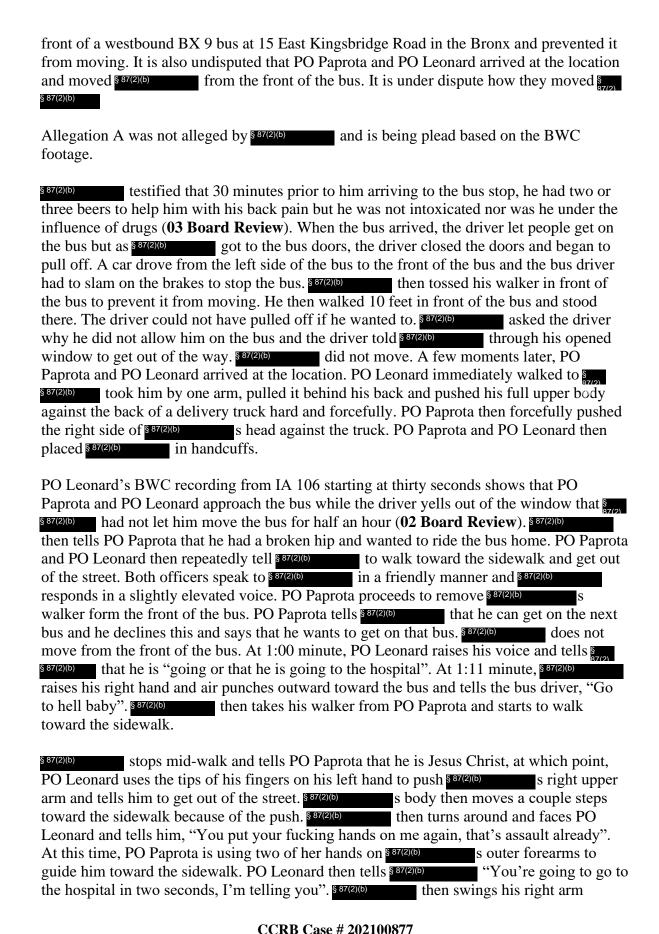
CCRB INVESTIGATIVE RECOMMENDATION

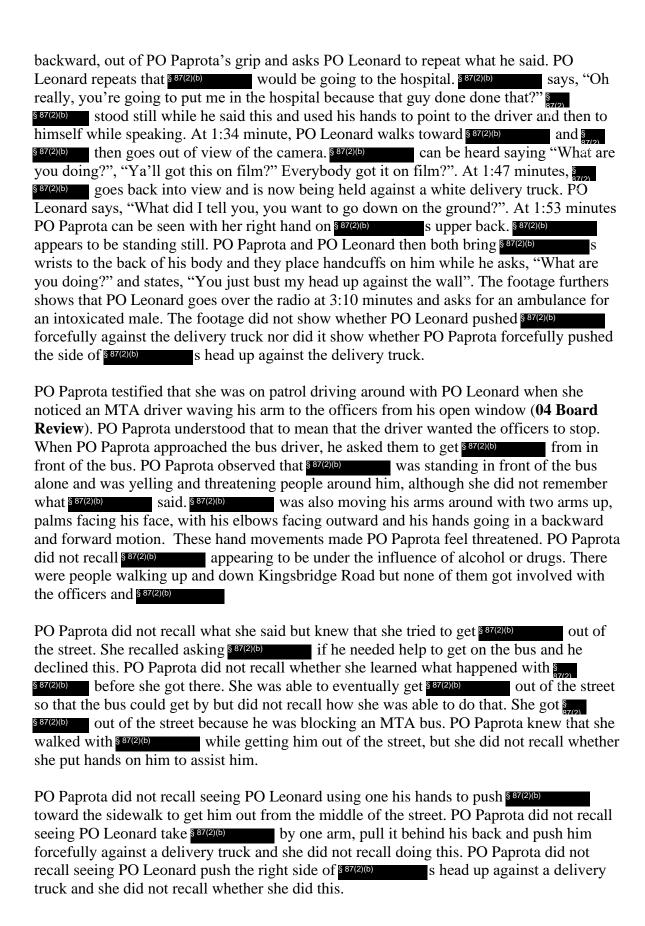
Investigator:		Team:	CCRB Case #:	Ī	Force	П	Discourt.	□ U.S.
Tileyah Williams		Squad #3	202100877	I^{-}	Abuse	\Box	O.L.	✓ Injury
		7-1						
Incident Date(s)		Location of Incident:		P	Precinct:	18	Mo. SOL	EO SOL
Sunday, 07/14/2019 10:00 PM		In front of 15 East Kin	gsbridge Road		52	1/	14/2021	8/31/2021
Date/Time CV Reported		CV Reported At:	How CV Reported	l:	Date/Time	Rece	eived at CCI	RB
Mon, 02/08/2021 9:03 AM		CCRB	Call Processing System		Mon, 02/0	8/202	21 9:03 AM	I
Complainant/Victim	Type	Home Addre	ess					
Witness(es)		Home Addre	ess					
Subject Officer(s)	Shield	TaxID	Command					
1. POF Tara Paprota	16745	955294	052 PCT					
2. SGT Michael Whooley	02673	943951	052 PCT					
3. POM Christopher Leonard	16224	960796	DBBX					
Officer(s)	Allegati	on			Inve	stiga	tor Recon	nmendation
A.POM Christopher Leonard		olice Officer Christophe ainst § 87(2)(b)	r Leonard used phys	sical				
B.POM Christopher Leonard	Force: P	olice Officer Christophe against a vehicle.	r Leonard hit § 87(2)(b					
C.POF Tara Paprota	Force: Poagainst a	olice Officer Tara Papro vehicle.	ta hit ^{§ 87(2)(b)}					
D.POF Tara Paprota	Force: Peagainst §	olice Officer Tara Papro	ta used physical for	rce				
E.SGT Michael Whooley	Force: So against §	ergeant Michael Whoole	ey used physical for	ce				
F.POM Christopher Leonard	Abuse: F § 87(2)(b)	Police Officer Chrisophe to the hospital	•	emo	ved			
§ 87(4-b) § 87(2)(g)								
§ 87(4-b) § 87(2)(g)								

Case Summary

On February 8, 2021, § 87(2)(b) filed this complaint via CCRB call processing system. On July 14, 2019, at approximately 10:00 p.m., § \$7(2)(b) was in front of 15 East Kingsbridge Road in the Bronx waiting for the westbound BX 9 bus. The bus arrived and by the time that § 87(2)(b) got to the bus doors, the bus driver closed them and did not open them for § 87(2)(b) then stood in front of the bus to prevent it from driving away. The bus driver flagged down Police Officer Christopher Leonard and Police Officer Tara Paprota of the 52nd Precinct. PO Paprota and PO Leonard attempted to get out of the street and in doing so, PO Leonard pushed §87(2)(b)). PO Leonard then sidewalk (Allegation A: Force, § 87(2)(9) allegedly forcefully pushed §87(2)(b) up against a delivery truck while PO Paprota allegedly pushed his head into the truck (Allegation B: Force, §87(2)(9) and Allegation C: Force, § 87(2)(9) and PO Leonard called an ambulance for \$87(2)(b) PO Leonard then issued criminal court summons #§87(2)(b) for §87(2)(b) . Sergeant Michael Whooley of the 52nd Precinct arrived at the location and the officers and EMT escorted § 87(2)(b) to the ambulance. As they put § into the ambulance, PO Paprota allegedly pushed §87(2)(b) ambulance causing his face to hit the ambulance floor (Allegation D: Force,). Sgt. Whooley then held § 87(2)(b) s handcuffed wrists and pulled his arms upward as he and PO Paprota carried § 87(2)(b) to the ambulance bed (Allegation E: Force, § 87(2)(g) § 87(2)(b) was then removed to the hospital (Allegation F: Abuse of Authority, § 87(2)(9) § 87(4-b) § 87(2)(g) According to DAO, PO Leonard resigned from the NYPD on December 27, 2019 (01 Board Review). The investigation obtained body- worn camera footage (BWC) from PO Leonard (02 **Board Review**). **Findings and Recommendations** Allegation (A) Force: Police Officer Christopher Leonard used physical force against Allegation (B) Force: Police Officer Christopher Leonard hit §87(2)(b) against a vehicle. Allegation (C) Force: Police Officer Tara Paprota used physical force against [397(2)] It is undisputed that on July 14, 2019, at approximately 10:00 p.m., §87(2)(b) stood in

CCRB Case # 202100877

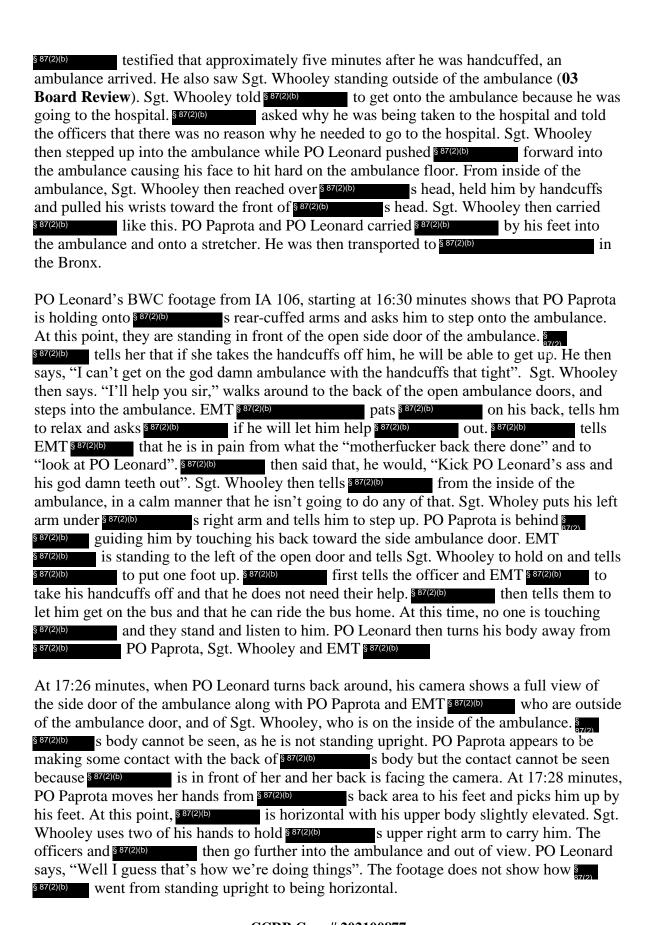


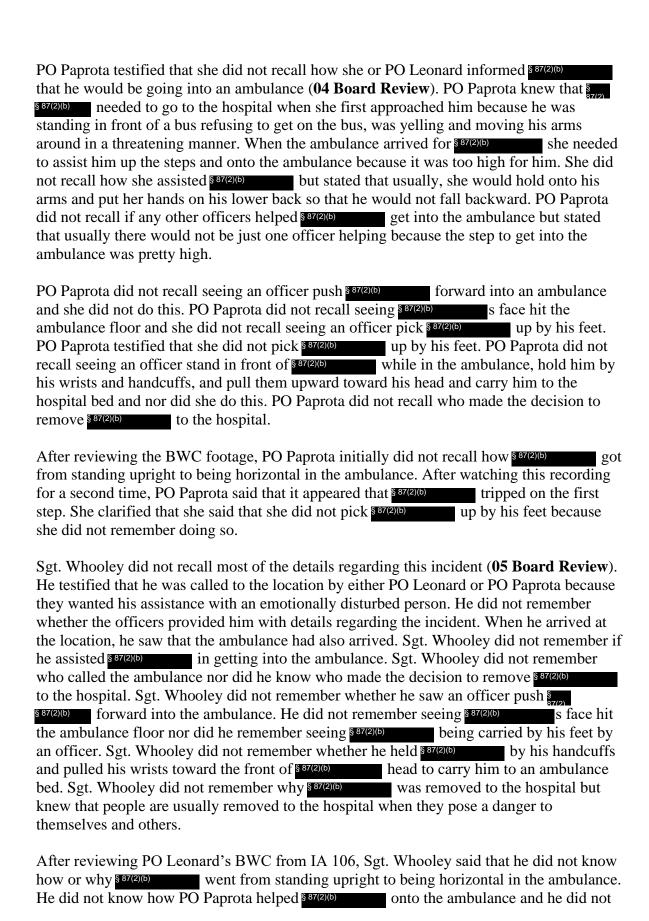


According to the BWC and officers' testimony, Sgt. Whooley had not yet arrived at the location.

Since PO Leonard resigned, the investigation was not able to obtain his testimony.

§ 87(2)(g)
testified that PO Paprota and PO Leonard pushed his body up against the back of a delivery truck. PO Paprota did not recall this, and the investigation did not obtain a statement from PO Leonard because he no longer works for the NYPD. The BWC footage did not have a full view of the interactions between and the officers a the time where the alleged misconduct would have occurred. The recording did show that ended up against the truck but did not show whether any force was used to get him there. [837(2)(6)]
Allegation (D) Force: Police Officer Tara Paprota used physical force against \$87(2)(5)
Allegation (E) Force: Sergeant Michael Whooley used physical force against \$87(2)(b)
Allegation (F) Abuse of Authority: Police Officer Christopher Leonard forcibly
removed \$87(2)(b) to the hospital.
It is undisputed that PO Leonard called an ambulance for \$87(2)(b) and that there was an issue with getting \$87(2)(b) into the ambulance when it arrived. Sgt. Whooley arrived around the same time that the ambulance got there. Officers had to assist \$87(2)(b) in getting into the ambulance. \$87(2)(g)





about \$87(2)(b) and a bus (06 Board Review). He did not know if it was about \$7(2)(b)
being a nuisance on the bus or standing in front of the bus. §87(2)(b) s breath
smelt like alcohol and he did not cooperate when the officers asked him to get onto the
ambulance. This behavior along with \$87(2)(b) s breath led \$87(2)(b) to
believe that \$87(2)(b) was intoxicated. EMT \$87(2)(b) tried to get \$87(2)(b) into
the ambulance but §87(2)(b) refused to get inside. He said that there was nothing
physically stopping \$87(2)(b) from getting into the ambulance and that he was able to
walk while handcuffed. EMT §87(2)(b) noted that if there were some physical restriction,
he would have gotten a stretcher for \$87(2)(b) EMT \$87(2)(b) did not recall how
got in the ambulance and believed that he either walked into it or was brought up
in a stretcher. EMT \$87(2)(b) did not recall how \$87(2)(b) was positioned when he was
transported to the hospital \$87(2)(b) did not recall an officer pushing \$37(2)
into the ambulance. He did not recall \$87(2)(b) s head hitting the ambulance
floor and nor did he recall an officer carrying \$87(2)(b) by his wrists or pulling \$37(2)
s wrists toward the front of his head. If EMT \$87(2)(b) witnesses any
mistreatment on the part of an officer against a civilian, he would be required to generate
an incident report. He did not recall whether he generated an incident report regarding this
incident.
After reviewing part of PO Leonard's BWC recording, EMT acknowledged that he told the sergeant to hold on and did not recall why. He stated that he was probably telling him that there was another way to get [887(2)(b)] into the ambulance (06 Board Review).
There was no indication of NYPD mistreatment in same s medical records (07 Board Review). His diagnosis was a contusion of the wrist.
NIVIDO A' 1 1 D
NYPD Aided Report #\$\frac{8}{37(2)(b)} prepared for \$\frac{8}{37(2)(b)} by PO Leonard notes
that he was emotionally disturbed, verbally and physically threatened others, placed
himself in a dangerous situation, was under the suspected influence of alcohol, and stood in
the middle of the street stopping traffic from moving freely (07 Board Review). Criminal
court summons # \$87(2)(b) also notes that \$87(2)(b) obstructed traffic (08 Board
Review).
NOTONIA
alleged that PO Leonard pushed him into the ambulance and that both PO
Leonard and PO Paprota carried him by his feet, however PO Leonard's BWC showed that
PO Leonard was not in a position to push \$87(2)(b) (02 Board Review). PO Paprota
was in a position to push \$87(2)(b) and BWC shows that she carried him by his feet
into the ambulance. §87(2)(9)

According to NYPD Patrol Guide Procedure 221-13, an emotionally disturbed person is a person who appears to be mentally ill or temporarily deranged and is conducting himself in a manner which a police officer reasonably believes is likely to result in serious injury to

himself or others (**09 Board Review**). When officers determine that a person is dangerous to themselves or others, necessary force may be used to prevent serious physical injury or death.

§ 87(2)(g)
PO Leonard's BWC footage shows that while he is assisting \$\frac{\\$87(2)(0)}{2}\$ to get onto the ambulance, Sgt. Whooley first contacts \$\frac{\\$87(2)(0)}{2}\$ by standing to the side of him and attempting to guide him up the ambulance steps by putting his arm under \$\frac{\\$87(2)(0)}{2}\$ s. Sgt. Whooley then held onto \$\frac{\\$87(2)(0)}{2}\$ by one of his upper arms and carried him further into the ambulance.
§ 87(2)(g)
<u>'</u>
§ 87(4-b) § 87(2)(g)

Civilian and Officer CCRB Histories

	O Paprota has been a member of service for eight years and has been a subject in one ther CCRB complaint and three other allegations, none of which were substantiated.
§ 8	77(2)(g)
o	O Leonard has been a subject in three other CCRB complaints and 18 allegations, on f which was substantiated. The investigation was unable to determine how long PO eonard has been a member of service. Case 201703660 involved a substantiated allegation of a vehicle search against PO Leonard. The Board recommended formalized training and the NYPD imposed
	formalized training. §87(2)(9)
0	 gt. Whooley has been a member of service for 14 years and has been a subject in nin ther CCRB complaints and 20 allegations, five of which were substantiated. Cases 02104187 and 202000559 are still active. Case 201407041 involved substantiated allegations of physical force, frisk, search of a person, vehicle stop and vehicle search. The Board Recommended charges for physical force and Command Discipline for the other allegations. Sgt. Whooley was found not guilty. Sgt. Whooley's CCRB history shows that he has seven previous force allegations, none of which were substantiated.
	Mediation, Civil, and Criminal Histories
A N	This complaint was not suitable for mediation. As of August 18, 2021, the New York City Office of the Comptroller has no record of Motice of Claim being filed in regards this to complaint (12 Board review).
[§	37(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]

Print Title & Name

Signature

Date

Squad Leader: _	Olga Golub	IM Olga Golub	_12/09/2021
-	Signature	Print Title & Name	Date
Reviewer:			
	Signature	Print Title & Name	Date